

AMENDED IN ASSEMBLY APRIL 8, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1295

Introduced by Assembly Member Calderon

February 21, 2003

An act to add and repeal Chapter 12.5 (commencing with Section 15710) of Part 3 of Division 9 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 1295, as amended, Calderon. Elder and dependent adult abuse.

Existing law requires persons characterized as mandated reporters to report physical abuse, abandonment, isolation, financial abuse, or neglect of an elder or dependent adult, and provides that any mandated reporter who does not make the report is guilty of a misdemeanor.

Existing law also authorizes certain persons to report abuse of an elder or dependent adult.

This bill would require the State Department of Social Services to implement a pilot program in certain counties, with the consent of each county, until January 1, 2007, for training appropriate employees of banks, credit unions, and savings and loan associations in recognizing and reporting known or suspected instances of financial abuse of elders and dependent adults, and report on the program to the appropriate committees of the Legislature by January 1, 2006. It would also require pilot counties to perform specified duties in connection with the program.

The bill would appropriate \$75,000 from the General Fund to the State Department of Social Services to implement the pilot program.

Vote: ²/₃. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 12.5 (commencing with Section 15710) is added to Part 3 of Division 9 of the Welfare and Institutions Code, to read:

CHAPTER 12.5. FINANCIAL ABUSE TRAINING PILOT PROGRAM

15710. (a) The department shall implement a pilot program in Los Angeles County, San Diego County, and the City and County of San Francisco, with the consent of each county, to develop a program for training appropriate employees of banks, credit unions, and savings and loan associations in recognizing and reporting known or suspected instances of financial abuse of elders and dependent adults.

(b) The department shall develop instructional materials and guidelines for the implementation of the training program established pursuant to subdivision (a) and shall provide each participating county with the materials. The department shall confer with, and include appropriate material from input received from, the Department of Financial Institutions, *the Department of Insurance* and representatives of banks, credit unions, savings and loan associations, *insurance agencies*, local police and adult protective services agencies, and district attorneys.

(c) The department shall develop and implement in each participating pilot county a uniform system of reporting and investigating financial abuse for use by local adult protective services agencies and local law enforcement agencies.

(d) Nothing in this section shall preclude the department from ~~reviewing and adopting, for use in the pilot program, training materials that are currently available.~~ *reviewing and adopting currently available training materials for use in the pilot program.*

(e) The adult protective services agency of each of the pilot counties shall, in consultation with local representatives of banks, credit unions, savings and loan associations, local police and adult protective services agencies, and district attorneys, implement a program of training appropriate employees in identifying and

1 reporting known or suspected instances of financial abuse of elders
2 and dependent adults and in training other appropriate employees
3 in identifying and reporting financial abuse.

4 (f) Each pilot county shall report to the department, according
5 to a schedule adopted by the department that is sufficient to allow
6 the department time to report to the appropriate committees of the
7 Legislature, the total number of instances of financial abuse of
8 elders and dependent adults reported in that county during each
9 year of the pilot program.

10 (g) Each pilot county shall report on the number of banks,
11 credit unions, and savings and loan associations with employees
12 that participated in the training provided through the pilot program
13 in that county.

14 (h) The department shall report on the implementation of the
15 pilot program to the appropriate committees of the Legislature by
16 January 1, 2006. The report shall also include that information
17 specified in subdivisions (f) and (g).

18 15711. This chapter shall remain in effect only until January
19 1, 2007, and as of that date is repealed, unless a later enacted
20 statute, that is enacted before January 1, 2007, deletes or extends
21 that date.

22 SEC. 2. The amount of seventy-five thousand dollars
23 (\$75,000) is appropriated from the General Fund to the State
24 Department of Social Services for the implementation of Section
25 1 of this act.

